

REQUEST FORM FOR APPLICATION UNDER 37 CFR 1.53(b)



DOCKET NUMBER: 50432-702

Prior Application:

Art Unit:

2818

Examiner:

Vu, David

BOX FEE Mail Stop Patent Application Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Divisional application under 37 CFR 1.53(b) of pending prior application

Serial No. 10/021,499, filed on December 19, 2001, entitled COMPOSITE SPACER LINER FOR IMPROVED

TRANSISTOR PERFORMANCE, by the following named inventors: James F. BULLER, David WU, Scott

LUNING, Derick WRISTERS and Daniel KADOSH.

| 1. 🛛 | I hereby state that the enclosed application contains no new matter. | | | | |
|------|--|--|--|--|--|
| 2. | Oath or Declaration a. | | | | |
| 3. 🛛 | Incorporation By Reference (useable if Box 2b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. | | | | |
| 4. 🗌 | Preliminary Amendment is enclosed. | | | | |
| 5. 🛛 | An Information Disclosure Statement and PTO1449 Form are submitted herewith. | | | | |
| 6. 🛛 | Cancel claims 1-9 & 13-15. | | | | |

13. 🔲

Also enclosed:

7. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

| | | NO. OF CLAIMS | - Ten-din | EXTRA CLAIMS | RATE | AMOUNT | |
|---|---|------------------|-----------------------------|-----------------|-----------|--------|--|
| Total Claims | | 7 | -20 | 0 | \$18.00 = | \$0.00 | |
| Independent Claims | | 1 | -3 | 0 | \$86.00 = | \$0.00 | |
| | \$770.00 | | | | | | |
| | \$0.00 | | | | | | |
| | \$770.00 | | | | | | |
| | \$0.00 | | | | | | |
| | \$770.00 | | | | | | |
| 1 | \$770.00 | | | | | | |
| 7b. ∐ 8a. ⊠ 8b. ⊠ | A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired. PLEASE CHARGE DEPOSIT ACCOUNT 500417 in the amount of \$770.00 The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be | | | | | | |
| 9. 🛛 | required, including any extension of time fees to maintain the pendency of the parent application Seria No. 10/021,499 or credit any overpayment to Deposit Account No. 500417. Amend the specification by inserting before the first line the sentence: This application is a divisional of Application Serial No. 10/021,499 filed December 19, 2001 | | | | | | |
| 10. | Priority of Application Serial No. filed on, in is claimed under 35 USC 119. The certified priority document(s) were filed in Serial No. [case_serial_number] on. | | | | | | |
| 11. 🛛 | The prior application is assigned of record to | | | | | | |
| | | | ED MICRO I unnyvale, Cal | DEVICES, INC | • | | |
| 12. The power of attorney in the prior application is to: | | | | | | | |
| McDermott, Will & Emery | | | | | | | |

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14. A petition, fee and response has been filed to extend the term in the pending prior application until.

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

McDermott, Will & Emery 600 13th Street, N.W. Washington, DC 20005-3096

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Registration No. 26,106

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Date: April 15, 2004